



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF WEST VIRGINIA

William Julius Ballenger

0002609394-3557726

(Enter above the full name of the plaintiff or plaintiffs in this action).

(Inmate Reg. # of each Plaintiff)

VERSUS

CIVIL ACTION NO. 3:15-cv-12558

(Number to be assigned by Court)

(John Doe) Power guard - Dec 3, 2014, 8:00 (am) - 8:00 (pm)

Terry Crawford - Administrator Western regional Jail

(John Doe) shift supervisor - Dec 3, 2014 8:00 (am) - 8:00 (pm)

(John Doe) Core Police - Dec 3, 2014 8:00 (am) - (8:00 pm)

(Same Doe, John Doe) C-PAD Power & lights - 8:00 (pm) Dec 3, 2014

(Enter above the full name of the defendant or defendants in this action)

COMPLAINT

I. Previous Lawsuits

- A. Have you begun other lawsuits in state or federal court dealing with the same facts involved in this action or otherwise relating to your imprisonment?

Yes _____

No X

B. If your answer to A is yes, describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline).

1. Parties to this previous lawsuit:

Plaintiffs: _____

Defendants: _____

2. Court (if federal court, name the district; if state court, name the county);

3. Docket Number: _____

4. Name of judge to whom case was assigned:

5. Disposition (for example: Was the case dismissed? Was it appealed? Is it still pending?)

6. Approximate date of filing lawsuit: _____

7. Approximate date of disposition: _____

II. Place of Present Confinement: Western Regional Jail

A. Is there a prisoner grievance procedure in this institution?

Yes X No _____

B. Did you present the facts relating to your complaint in the state prisoner grievance procedure?

Yes X No _____

C. If your answer is YES:

1. What steps did you take? I made request to the counselor,

medical staff and grievances to the shift supervisor
also to the ~~western~~ Regional Jail authority

2. What was the result? The Jail authority said to see them

The counselor, medical staff and supervisor said they are not
responsible

D. If your answer is NO, explain why not: _____

III. Parties

(In item A below, place your name and inmate registration number in the first blank and place your present address in the second blank. Do the same for additional plaintiffs, if any.)

A. Name of Plaintiff: William Ballenger 0002609894-3557726

Address: One o'Hearn place Beckonsville, wv, 25604

B. Additional Plaintiff(s) and Address(es): _____

(In item C below, place the full name of the defendant in the first blank, his/her official position in the second blank, and his/her place of employment in the third blank. Use item D for the names, positions, and places of employment of any additional defendants.)

C. Defendant: Larry crawford

is employed as: Self administrator

at Western regional Jail

D. Additional defendants: (John Doe) Western regional staff member
(John Doe) western regional staff members, (John Doe)
western Regional staff member (Jane Doe) western Regional staff
member. Prime care medical Inc and all Staff members
on duty Dec 3, 2014

IV. Statement of Claim

State here as briefly as possible the facts of your case. Describe how each defendant is involved. Include also the names of other persons involved, dates and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, set forth each claim in a separate paragraph. (Use as much space as you need. Attach extra sheets if necessary.)

On Dec 3, 2014 I was assaulted by 4 inmates Damon Builes, Timothy Wilcox, Bobby Brooks and Thomas Chapman, one was armed with the bottom half of a push broom. I was repeatedly beat in the face with the broom pile, and also stamped and kicked and punched. My lip was torn two parts and my left front ~~top~~ tooth was knocked out while my right front tooth was broken in two and I received multiple chips to other parts of my teeth and my top lip was torn from my gum. I received stitches and scabbers in my mouth and had my tooth that was ~~to be~~ ripped out pulled out the top of my gum.

The western regional staff did nothing to stop this from happening and the tower tower relayed to another western regional jail worker (Officer Stevens) that he watched them take turns beating me in the face, he excuse I was told was that this happens all the time and the jail is under staffed right now.

When I ask about getting my teeth fixed the jail and

IV. Statement of Claim (continued):

prime care medical inc. Staff both said that they don't do that further more they are not responsible. one of the prime care medical inc. staff (Solana) said that this is just it happens all the time. near once was & giving a cat seen, or PTO to make sure there was no broken or skull damage. I was just thrown in a cell with human pheris and blood from positive hepc patients with no cleaning supplies are any way to cleanup or keep clean the cell I was in.

V. Relief

State briefly exactly what you want the court to do for you. Make no legal arguments.
Cite no cases or statutes.

I am asking the court to grant me the amount of \$1050,000
For the replacement and proper fixing of my teeth. I am
also asking for this sum for medical malpractice, corporate
neglect ending with physical injury, Pain and suffering
Distraught, stress, mental anguish, medical neglect, Failure
to maintain a safe secure environment for staff and
Inmates.

V. Relief (continued)):

VII. Counsel

- A. If someone other than a lawyer is assisting you in preparing this case, state the person's name:

Wendell cruse

- B. Have you made any effort to contact a private lawyer to determine if he or she would represent you in this civil action?

Yes _____ No ✓

If so, state the name(s) and address(es) of each lawyer contacted:

If not, state your reasons: I'm not from here and I

don't know any more about them the money to pay them

- C. Have you previously had a lawyer representing you in a civil action in this court?

Yes _____ No X

If so, state the lawyer's name and address:

Signed this 10 day of August, 2015.

William Ballenger

William Ballenger

Signature of Plaintiff or Plaintiffs

I declare under penalty of perjury that the foregoing is true and correct.

Executed on August 10 2015.
(Date)

William Ballenger

Signature of Movant/Plaintiff

Signature of Attorney
(if any)

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Complaint

On December 3, 2014 I was assaulted by 4 inmates. Damon Bailes, Timothy Locket, Bobby Brooks and Thomas Chapman. One was armed with the bottom of a push broom. I was repeatedly beat in the face with the broom piece and also stomped and punched and kicked. As a result my bottom lip was tore in two my left front tooth was ripped then relodged back in my gum. My left front tooth was badly broken and I received multiple chips to other teeth. I also had my top lip tore from my gum. I received stitches and sores for my lips and a dentist came and removed the tooth out of my gum. I also have head aches and dizzy spells now.

The western regional jail did nothing to stop this from happening, and the tower over relayed to another WRS staff member (Officer Blawins) that he watched them take turns Stomping me in the face. The excuse I got for them not stopping them from assaulting me was that "this happens all the time and the jail is under staffed right now."

I put in many grievances and request try to find out why this happened and when can I get my teeth fixed. I even had my parent (Kary Ballenger) call the regional jail and correctional facility authority to get my teeth fixed they told her that the jail is responsible for fixing my teeth and if they don't then see them.

I put in request to Prime care medical staff trying to find out if they were going to fix my teeth and once again I received the same answers, one particular from a prime care medical enc. staff member (Solaina) saying "This is jail it happens all

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"The time". (brea porter) told me that prime cure medical Inc is not responsible for fixing my teeth.

Not one time was I given a cast seen or a M.R.I to make sure I didn't have bleeding on the brain or swelling. Since I was being repeatedly beat in the face. All I was told was go lay down in this medical cell that has ~~two~~ human ~~two~~ bodies and blood that ~~was~~ was positive for Hep. C from drug (Heroin) patients. With no cleaning supplies to clean or to keep clean my cell my whole time I spent there the nurses did not check on me or anything I stayed there till December the 9th 2014.

By the WRJ Staff members watching me get assaulted and not stopping them and by the prime cure medical Inc, not giving me the necessary aid that I needed amounts to Deliberate indifference.

I am asking the courts to grant me the sum of \$250,000 for the replacement and proper fixing of my teeth. I am also asking for this sum for medical malpractice (medical neglect), Inmate neglect ending with physical injury, pain and suffering, post traumatic stress, mental anguish, failure to provide safe secure housing for inmates and staff. And also failure to provide a clean living environment for medical patients. I truly believe that if ~~was~~ these things were properly in place then this situation would have never occurred. I am also asking \$250,000 in punitive damages.

William Ballenger
William Ballenger

William Ballenger
One o' hanlen Place
Barbourville wv, 25504

THIS PERSON IS AN INMATE
WESTERN REGIONAL JAIL

Clerk, United States District Court
845 Fifth Avenue, Room 104
Huntington wv, 25701

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